

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1188 be amended to read as follows:

- 1 Page 12, line 5, delete "subsection" and insert **"section"**.
- 2 Page 17, line 37, delete "thirty-one percent (31%)." and insert
- 3 **"thirty-three percent (33%).".**
- 4 Page 18, line 22, after "(145,000)," insert **"the first one hundred**
- 5 **fifty thousand dollars (\$150,000) of tax revenue distributed under**
- 6 **this clause in the first calendar year that pari-mutuel pull tabs are**
- 7 **offered in the county must be paid to the county treasurer for a**
- 8 **one-time distribution to a shelter for victims of domestic violence**
- 9 **located in the county. The remainder of the tax revenues**
- 10 **distributed under this clause in the first year and the total amount**
- 11 **of the"**.
- 12 Page 18, line 23, after "clause" insert **"each year thereafter"**.
- 13 Page 19, line 30, after "fund" insert **"during a state fiscal year"**.
- 14 Page 19, delete lines 33 through 34, begin a new line double block
- 15 indented and insert:
- 16 **"(B) Fifty percent (50%) shall be set aside to be paid as**
- 17 **follows:**
- 18 **(i) Twelve million five hundred thousand dollars**
- 19 **(\$12,500,000) shall be paid to the state general fund.**
- 20 **(ii) Subject to subsection (e), the remainder shall be set**
- 21 **aside for revenue sharing under subsection (d).".**
- 22 Page 20, between lines 11 and 12, begin a new paragraph and insert:
- 23 **"(e) The total amount distributed under subsection (d) in a**

state fiscal year may not exceed fifty-three million dollars (\$53,000,000). Tax revenues set aside under subsection (c)(B)(ii) in excess of fifty-three million dollars (\$53,000,000) must be paid before August 15 as follows:

(1) For state fiscal years ending before July 1, 2006:

(A) Seventy-five percent (75%) to the local capital projects fund established under section 15 of this chapter.

(B) Twenty-five percent (25%) to the counties, cities, and towns eligible for revenue sharing under subsection (d) as a supplemental revenue sharing payment.

(2) For state fiscal years beginning after June 30, 2006:

(A) Seventy-five percent (75%) to the education reserve fund established under section 16 of this chapter.

(B) Twenty-five percent (25%) to the counties, cities, and towns eligible for revenue sharing under subsection (d) as a supplemental revenue sharing payment.

The treasurer of state shall determine the amount due to the county treasurer of each county under this subsection in the same manner as payments to the county treasurer of each county are determined under subsection (d). The county auditor of each county receiving money under this subsection shall distribute the money in the same manner as the county auditor distributes money received under subsection (d)."

Page 20, line 14, delete "fifteen percent (15%)" and insert "**thirteen percent (13%)**".

Page 20, line 20, delete "Forty-five percent (45%)" and insert "**Forty-six percent (46%)**".

Page 20, line 27, delete "(ii)" and insert "**(iii)**".

Page 20, line 30, delete "Forty-five percent (45%)" and insert "**Forty-six percent (46%)**".

Page 20, line 37, delete "Ten percent (10%)" and insert "**Eight percent (8%)**".

Page 21, line 2, delete "Forty-five percent (45%)" and insert "**Forty-six percent (46%)**".

Page 21, line 4, delete "Forty-five percent (45%)" and insert "**Forty-six percent (46%)**".

Page 21, line 6, delete "Ten percent (10%)" and insert "**Eight percent (8%)**".

Page 22, between lines 21 and 22, begin a new paragraph and insert: "**Sec. 13. The budget agency shall develop a plan, which shall be reviewed by the budget committee, to do the following:**

(1) **Identify the build Indiana fund local projects (as defined in IC 4-30-17-4.1(e)) for which:**

- 1 (A) money was appropriated in a budget bill enacted
- 2 before December 31, 2001;
- 3 (B) the appropriation was not canceled in a budget bill
- 4 enacted before July 1, 2004; and
- 5 (C) the appropriation has not been:
- 6 (i) reviewed by the budget committee;
- 7 (ii) allotted; or
- 8 (iii) paid out.

9 (2) Determine:

- 10 (A) the total dollar amount of the projects identified under
- 11 subdivision (1); and
- 12 (B) a schedule under which the total dollar amount shall
- 13 be distributed to the budget agency beginning in the state
- 14 fiscal year beginning July 1, 2004, from the local capital
- 15 projects fund established under section 15 of this chapter.

16 The plan required by this section must include provisions for

17 including every viable project described in subdivision (1) on the

18 budget committee agenda for review.

19 Sec. 14. Money distributed to the budget agency under section

20 13 of this chapter to fund local projects may be used only to fund

21 projects for which appropriations were made before December 31,

22 2001. The distributions are not additional appropriations for those

23 projects. The budget agency shall develop procedures for

24 administering section 13 of this chapter in compliance with the

25 provisions of IC 4-30-17 requiring budget committee review of

26 local projects.

27 Sec. 15. (a) The local capital projects fund is established to fund

28 local capital projects under section 13 of this chapter.

29 (b) The treasurer of state shall administer the fund.

30 (c) The expenses of administering the fund shall be paid from

31 money in the fund.

32 (d) The fund consists of the following:

- 33 (1) Interest earned on money in the fund.
- 34 (2) Amounts appropriated by the general assembly.
- 35 (3) Money paid into the fund under section 7(e)(1)(A) of this
- 36 chapter.

37 (e) The treasurer of state shall invest the money in the fund

38 not currently needed to meet the obligations of the fund in the

39 same manner as other public funds may be invested. Interest that

40 accrues from these investments shall be deposited in the fund.

41 (f) Money in the fund at the end of a state fiscal year does not

42 revert to the state general fund.

43 (g) For state fiscal years ending before July 1, 2006, there is

1 annually appropriated to the local capital projects fund thirty  
 2 million dollars (\$30,000,000) from the state general fund to be  
 3 used for the purposes of section 13 of this chapter.

4 (h) Money in the fund is annually appropriated for the purposes  
 5 of section 13 of this chapter.

6 Sec. 16. (a) The education reserve fund is established for  
 7 educational purposes.

8 (b) The treasurer of state shall administer the fund.

9 (c) The expenses of administering the fund shall be paid from  
 10 money in the fund.

11 (d) The fund consists of the following:

12 (1) Interest earned on money in the fund.

13 (2) Amounts appropriated by the general assembly.

14 (3) Money paid into the fund under section 7(e)(2)(A) of this  
 15 chapter.

16 (e) The treasurer of state shall invest the money in the fund  
 17 not currently needed to meet the obligations of the fund in the  
 18 same manner as other public funds may be invested. Interest that  
 19 accrues from these investments shall be deposited in the fund.

20 (f) Money in the fund at the end of a state fiscal year does not  
 21 revert to the state general fund.

22 (g) For state fiscal years beginning after June 30, 2006, there  
 23 is annually appropriated to the education reserve fund thirty  
 24 million dollars (\$30,000,000) from the state general fund to be  
 25 used for the purposes of the education reserve fund.

26 (h) Money in the fund may not be spent unless the general  
 27 assembly includes a specific line item appropriation in the budget  
 28 bill or otherwise specifically appropriates the money in the fund."

29 Page 38, delete lines 32 through 42.

30 Delete page 39.

31 Page 40, delete lines 1 through 7.

32 Page 41, delete lines 27 through 42.

33 Page 42, delete lines 1 through 9.

34 Renumber all SECTIONS consecutively.

(Reference is to HB 1188 as printed January 23, 2004.)

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Representative Crawford